

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

LAREDO DIVISION

JAN 21 2020 EH

David J. Bradley, Clerk
Laredo Division

UNITED STATES OF AMERICA,

) CASE NO.: 5:18-CR-215-1

Plaintiff,

) JUDGE DIANA SALDANA

v.

)

FRANCISCO FLORES,

) MOTION TO VACATE, SET ASIDE, OR

Defendant.

) CORRECT SENTENCE PURSUANT 28

) U.S.C. § 2255

)

* * * *

COMES, the Defendant-Petitioner Francisco Flores, in a pro se filing, acting in the above reference matter, pray and respectfully hereby moves this Honorable Court to grant said motion in this matter.

The Defendant-Petitioner Francisco Flores, is a pro se litigant and pro se pleadings are held less stringent standard than formal pleadings drafted by lawyers. (See Haines v. Kerner, 404 U.S. 519, 520, 92 S. Ct. 594, 30 L. Ed. 2d 652 (1972)).

On November 20, 2019, this Court DENIED Flores Motion for Leave for Extension of Time to File a Delayed Notice of Appeal and Appoint Counsel. (R. 145).

However, this Court advised Flores that he needs to notify the Court if he wants the Court to construe this as a motion to vacate, set aside, or correct sentence pursuant to 28 U.S.C. § 2255.

Please be advised that based on the delay on receiving this ORDER from the Court and finding a interpreter to translate this ORDER to him in Spanish, the Defendant-Petitioner Francisco Flores, pray and respectfully hereby request this Honorable Court to construe as a motion to vacate, set aside, or correct sentence pursuant 28 U.S.C. § 2255.

Thank you and God bless the United States of America.

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Respectfully submitted,

/s/ Francisco Flores

Francisco Flores, Pro Se

F.C.I. Elkton (Low)

P.O. Box 10

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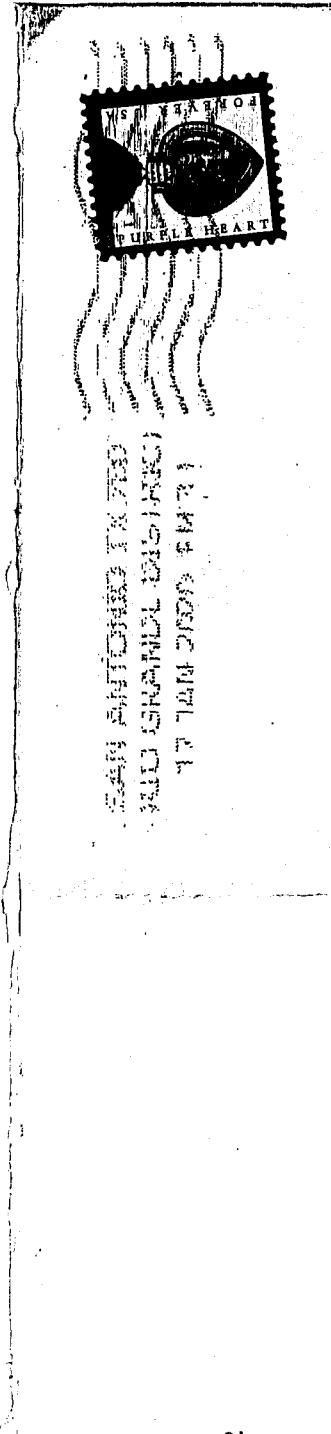
CERTIFICATE OF SERVICE

I hereby certify that the foregoing motion has been sent to the office of the Clerk of Court on this 18th day of December 2019, for electronic dissemination CM/ECF system by first class U.S. mail postage prepaid.

/s/ Francisco Flores

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Clerk of Court office

1300 Victoria Street, 1st Floor
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